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13 **UNITED STATES DISTRICT COURT**
14 **DISTRICT OF NEVADA**

15 JAMIE PETTY,
16 Plaintiff,
17 vs.
18 STEPHEN WILL ASHCROFT and ROBERT
19 CAPUTO,
20 Defendants.

21 Case No.: 2:18-cv-01323-JAD-VCF
22 **AMENDED**
23 **STIPULATION AND ORDER**
24 **DISMISSING ACTION WITHOUT**
25 **PREJUDICE**

26 ECF Nos. 19, 37, 40

27 **IT IS HEREBY STIPULATED** by and between the parties, Plaintiff, Jamie Petty, and
28 Defendants, Stephen Will Ashcroft and Robert Caputo, by and through their undersigned counsel
of record, that the above-captioned action shall be dismissed, without prejudice.

29 **IT IS HEREBY FURTHER STIPULATED** that the parties reserve their right to seek
30 attorneys' fees and costs related to the above-captioned action in the event Plaintiff refiles the
31 claims in a new or existing action at a later date.

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1 RESPECTFULLY SUBMITTED,
2 DATED this 26th day of April, 2019

3 **WOLF, RIFKIN, SHAPIRO,
4 SCHULMAN & RABKIN, LLP**

5 By: /s/ Don Springmeyer, Esq.

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21 *Attorneys for Plaintiff*

22 **ORDER**

23 Based on the parties' stipulation [ECF No. 40] and good cause appearing, IT IS
HEREBY ORDERED that THIS ACTION IS DISMISSED without prejudice, each side to
24 bear its own fees and costs. All pending motions [ECF Nos. 19, 37] are DENIED as moot.
The Clerk of Court is directed to CLOSE THIS CASE.

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U.S. District Judge Jennifer A. Dorsey
27 Dated: May 1, 2019
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